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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, DECEMBER 23, 2002

APPLICATION OF

MOUNTAIN COMMUNICATIONS OF
VIRGINIA, LLC D/B/A PROCOM

CASE NO. PUC-2002-00223

For a certificate of public
convenience and necessity
to provide local exchange
telecommunications services

ORDER FOR NOTICE AND COMMENT

On November 27, 2002, Mountain Communications of Virginia, LLC ("Mountain" or "Applicant"), filed an application with the State Corporation Commission ("Commission") for a certificate of public convenience and necessity ("certificate") to provide local exchange telecommunications services throughout the Commonwealth of Virginia.

NOW UPON CONSIDERATION of the application, the Commission is of the opinion and finds that Mountain's application should be docketed; that the Applicant should give notice to the public of its application; that interested parties should have an opportunity to comment and request a hearing on Mountain's application; and that the Commission Staff should conduct an investigation into the reasonableness of the application and present its findings in a Staff Report.

Accordingly, IT IS ORDERED THAT:

(1) This case is docketed and assigned Case No. PUC-2002-00223.

(2) On or before January 17, 2003, the Applicant shall complete publication of the following notice to be published on one (1) occasion as classified advertising in newspapers having general circulation throughout the Applicant's proposed service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION
BY MOUNTAIN COMMUNICATIONS OF VIRGINIA, LLC
D/B/A PROCOM FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY TO PROVIDE LOCAL
EXCHANGE TELECOMMUNICATIONS SERVICES
THROUGHOUT THE COMMONWEALTH OF VIRGINIA
CASE NO. PUC-2002-00223

On November 27, 2002, Mountain Communications of Virginia, LLC ("Mountain" or "Applicant") filed an application with the State Corporation Commission ("Commission") for a certificate of public convenience and necessity ("certificate") to provide local exchange telecommunications services throughout the Commonwealth of Virginia.

Copies of the application are available for public inspection between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday, in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia, or can be ordered from Mountain's counsel, Eric M. Page, LeClair Ryan, P.C., Innsbrook Corporate Center, 4201 Dominion Boulevard, Suite 200, Glen Allen, Virginia 23060.

Any person desiring to comment on Mountain's application for a certificate to provide local exchange telecommunications services may do so by directing such comments in writing on or before February 3, 2003, to the Clerk of the Commission at the address listed below and shall serve a copy of the same on or before February 3, 2003, upon Mountain's counsel at the address set forth above.

Any person may request a hearing on Mountain's application by filing an original and fifteen (15) copies of its request for hearing on or before February 3, 2003, with the Clerk of the Commission at the address set out below. Requests for hearing must state with specificity why a hearing should be conducted. Persons filing a request for hearing shall serve a copy of their request on or before February 3, 2003, upon Mountain's counsel at the address set forth above.

All written communications to the Commission concerning Mountain's application should be directed to Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and should refer to Case No. PUC-2002-00223.

MOUNTAIN COMMUNICATIONS OF VIRGINIA, LLC

(3) On or before January 17, 2003, Applicant shall provide a copy of the notice contained in ordering paragraph two (2) to each local exchange telephone carrier certificated in Virginia and each interexchange carrier certificated in Virginia by personal delivery or first-class mail, postage prepaid, to the customary place of business. Lists of all current local

exchange and interexchange carriers in Virginia are attached to this Order as Appendices A and B, respectively.

(4) Any person desiring to comment in writing on Mountain's application for a certificate to provide local exchange telecommunications services may do so by directing such comments on or before February 3, 2003, to the Clerk of the Commission at the address set forth below. On or before February 3, 2003, a copy of such comments shall be served on Mountain's counsel, Eric M. Page, LeClair Ryan, P.C., Innsbrook Corporate Center, 4201 Dominion Boulevard, Suite 200, Glen Allen, Virginia 23060. Comments must refer to Case No. PUC-2002-00223.

(5) On or before February 3, 2003, any person wishing to request a hearing on Mountain's application for a certificate to provide local exchange telecommunications services shall file an original and fifteen (15) copies of its request for hearing in writing with Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Written requests for hearing shall refer to Case No. PUC-2002-00223 and shall state the following:

- (i) a precise statement of the interest of the filing party;
- (ii) a statement of the specific action sought to the extent then known;
- (iii) a statement of the legal basis for such action;
- and (iv) a precise statement why a hearing should be

conducted in the matter. Copies shall also be served on the Applicant at the address set forth above.

(6) On or before February 14, 2003, the Applicant shall file with the Commission proof of notice and proof of service as ordered herein.

(7) The Commission Staff shall analyze the reasonableness of Mountain's application and present its findings in a Staff Report to be filed on or before February 25, 2003.

(8) On or before March 7, 2003, the Applicant shall file with the Clerk of the Commission an original and fifteen (15) copies of any responses to the Staff Report or parties' objections and requests for hearing. A copy of the response shall be delivered to Staff and the other parties by overnight delivery.

(9) The Applicant shall respond to written interrogatories or data requests within seven (7) days after the receipt of the same. Parties shall provide to the Applicant, other additional parties, and Staff any workpapers or documents used in preparation of their requests for hearing, promptly upon request. Except as so modified, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure.

(10) The Applicant shall respond promptly to requests from interested parties for copies of the Application and shall provide one copy of same free of charge to the requesting party.

(11) This matter is continued generally.